

**JUDGE LYNCH**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

JOSE PARADA,

Defendant.

UNITED STATES	ATTORNEY
vs.	DEFENDANT
ELECTRONICALLY FILED	
INDICTMENT	
RECEIVED	NOV 22 2008
U.S. MAIL	08 Cr.

**08CRIM 792**

COUNT ONE

The Grand Jury charges:

1. In or about August 2008, in the Southern District of New York and elsewhere, JOSE PARADA, the defendant, and others known and unknown, unlawfully, intentionally and knowingly did combine, conspire, confederate and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that JOSE PARADA, the defendant, and others known and unknown, would and did distribute and possess with intent to distribute a controlled substance, to wit, 5 kilograms and more of mixtures and substances containing a detectable amount of cocaine, in violation of Sections 812, 841(a)(1) and 841(b)(1)(A) of Title 21, United States Code.

Overt Act

3. In furtherance of the conspiracy, and to effect the illegal objects thereof, the following overt act, among others, was committed in the Southern District of New York and elsewhere:

a. From on or about August 9, 2008, to on or about August 15, 2008, JOSE PARADA, the defendant, drove a tractor trailer containing approximately 30 kilograms of cocaine from California to Indiana, en route to New York.

(Title 21, United States Code, Section 846.)

FORFEITURE ALLEGATION

4. As a result of committing the controlled substance offense alleged in Count One of this Indictment, JOSE PARADA, the defendant, shall forfeit to the United States pursuant to 21 U.S.C. § 853, any and all property constituting or derived from any proceeds the said defendant obtained directly or indirectly as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violation alleged in Count One of this Indictment.

5. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (1) cannot be located upon the exercise of due diligence;
- (2) has been transferred or sold to, or deposited with, a third person;

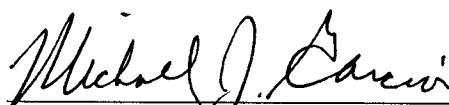
(3) has been placed beyond the jurisdiction of the Court;

(4) has been substantially diminished in value; or

(5) has been commingled with other property which cannot be subdivided without difficulty; it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of said defendant up to the value of the above forfeitable property.

(Title 21, United States Code, Sections 841(a)(1) and 853.)

  
Cynthia Camasquillo  
Foreperson

  
Michael J. Garcia  
MICHAEL J. GARCIA  
United States Attorney

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SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

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INDICTMENT

08 Cr.

(21 U.S.C. § 846;  
21 U.S.C. §§ 841(a)(1) and 853.)

MICHAEL J. GARCIA  
United States Attorney.

A TRUE BILL

*Cynthia Camasquillo*  
Foreperson.

8/22/08 FID. Part II-187 This case  
is assigned to Judge Lynch for  
all purposes.

*Mark D. Pollio*